




Entered on Docket  
October 07, 2010

  
Hon. Michael S. McManus  
United States Bankruptcy Judge

WILDE & ASSOCIATES  
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Las Vegas, Nevada 89107  
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Deutsche Bank National Trust Company, as Trustee for BCAPB LLC Trust 2007-AB1  
10-72641

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In Re:

Robert John Jensen and Jennifer Leanne Jensen

Debtors.

BK-S-09-53902-gwz

MS Motion No. 24  
Date: August 20, 2010  
Time: 1:30 p.m.

Chapter 13

**ORDER RE ADEQUATE PROTECTION**

Secured Creditor's Motion for Relief from the Automatic Stay having come on for hearing  
in the above-entitled Court, all appearances as noted on court record, and based upon all the  
papers and pleadings on file herein and good cause appearing therefore,

1 IT IS HEREBY ORDERED, ADJUDGED and DECREED that the debtors will cure the  
2 post-petition arrearages currently due as follows:

3 4 Monthly Payments at \$1,467.27	\$5,869.08
4 (May 1, 2010 - August 1, 2010)	
4 4 Late Charges at \$67.00	\$268.00
5 (May 1, 2010 - August 16, 2010)	
5 Motion for Relief Filing Fee	\$150.00
6 Attorneys Fees	\$750.00
6 Total	\$7,037.08

7  
8 The total arrearage shall be paid in six monthly installments. Payments one  
9 through five (1-5) in the amount of \$1,172.85 shall be in addition to the regular monthly payment  
10 and shall be due on or before the 20th day of the month commencing with the September 20,  
11 2010 payment and continuing throughout and concluding on or before January 20, 2010. The  
12 sixth final payment in the amount of \$1,172.83 shall be paid on or before February 20, 2010.

13 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor  
14 shall give Debtors at least five business days' notice of the time, place and date of sale.

15 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Debtors shall resume  
16 and maintain the regular monthly payments in a timely fashion, outside of any Bankruptcy Plan,  
17 beginning with the September 1, 2010, payment, on Secured Creditor's Trust obligation,  
18 encumbering the subject Property, generally described as 909 Jessica Lane , Fernley, NV 89408,  
19 and legally described as follows:

20 Lot 33, as shown on Final Map for Donner Trail Estates Phase I recorded in the Official  
Records of Lyon County, Nevada on June 15, 2000, as Document No. 249106.

21 IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the Debtors fail to make  
22 any payments as stated in this Order, or fail to maintain the regular monthly payments on Secured  
23 Creditor's Trust Deed obligation, allowing the normal grace period, then Secured Creditor may file  
24 and serve upon Debtors and Debtors' counsel, a fifteen (15) Day Notice Declaration Re Breach of  
25 Condition. For each such Declaration Re Breach of Condition filed, there shall be assessed an  
26 attorney fees of \$100.00, to be paid by the Debtors upon any reinstatement. If upon the sixteenth  
(16th) day Debtors have failed to cure the delinquency, then Secured Creditor may submit to this  
Court an Order vacating the automatic stay as to Secured Creditor, and Secured Creditor may

thereafter proceed with foreclosure proceedings upon the subject Property, pursuant to applicable State Law, and take any action necessary to obtain complete possession thereof.

Submitted by:

WILDE & ASSOCIATES

By

 #10235

**GREGORY L. WILDE, ESQ.**

Attorneys for Secured Creditor  
212 South Jones Boulevard  
Las Vegas, Nevada 89107

APPROVED AS TO FORM & CONTENT:

William Van Meter

By

William Van Meter  
Chapter 13 Trustee  
P.O. Box 6630  
Reno, NV 89513

Christopher Patrick Burke

By See pg. 4

Christopher Patrick Burke  
Attorney for Debtors  
702 Plumas St.  
Reno, NV 89509

Nevada Bar No. \_\_\_\_\_

(15) Day Notice Declaration Re Breach of Condition. For each such Declaration Re Breach of Condition filed, there shall be assessed an attorney fees of \$100.00, to be paid by the Debtors upon any reinstatement. If upon the sixteenth (16th) day Debtors have failed to cure the delinquency, then Secured Creditor may submit to this Court an Order vacating the automatic stay as to Secured Creditor, and Secured Creditor may thereafter proceed with foreclosure proceedings upon the subject Property, pursuant to applicable State Law, and take any action necessary to obtain complete possession thereof.

Submitted by:  
WILDE & ASSOCIATES

By \_\_\_\_\_  
**GREGORY L. WILDE, ESQ.**  
Attorneys for Secured Creditor  
212 South Jones Boulevard  
Las Vegas, Nevada 89107

APPROVED AS TO FORM & CONTENT:

William Van Meter

By \_\_\_\_\_  
William Van Meter  
Chapter 13 Trustee  
P.O. Box 6630  
Reno, NV 89513.

Christopher Patrick Burke  
By \_\_\_\_\_  
Christopher Patrick Burke  
Attorney for Debtors  
702 Plumas St.  
Reno, NV 89509

Nevada Bar No. \_\_\_\_\_

1 In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately  
2 reflects the court's ruling and that (check one):

3 ☐ The court has waived the requirements set forth in LR 9021(b)(1).

4 ☐ No party appeared at the hearing or filed an objection to the motion.

5 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and  
6 any unrepresented parties who appeared at the hearing, and each has approved or  
7 disapproved the order, or failed to respond, as indicated below [list each property and  
8 whether the party has approved, disapproved, or failed to respond to the document]:

9 ☒ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the  
10 motion pursuant to LR 9014(g), and that no party has objected to the form or content of the  
11 order.

12 Debtor's counsel:

13 ☐ approved the form of this order ☐ disapproved the form of this order

14 ☐ waived the right to review the order and/or ☒ failed to respond to the document

15 ☐ appeared at the hearing, waived the right to review the order

16 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

17 Trustee:

18 ☐ approved the form of this order ☐ disapproved the form of this order

19 ☒ waived the right to review the order and/or ☐ failed to respond to the document

20 ☐ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all  
21 counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented  
22 parties who appeared at the hearing, and each has approved or disapproved the order, or failed to  
23 respond, as indicated below.

24 Debtor's counsel:

25 ☐ approved the form of this order ☐ disapproved the form of this order

26 ☐ waived the right to review the order and/or ☐ failed to respond to the document

27 ☐ appeared at the hearing, waived the right to review the order

28 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

29 Trustee:

30 ☐ approved the form of this order ☐ disapproved the form of this order

31 ☐ waived the right to review the order and/or ☐ failed to respond to the document

32 ☐ I certify that I have served a copy of this order with the motion, and no parties appeared or filed  
33 written objection.

34 Submitted by:

35 /s/ Gregory L. Wilde, Esq.

36 Gregory L. Wilde, Esq.

Attorney for Secured Creditor